

Senate File 133 - Introduced

SENATE FILE 133

BY SODDERS

A BILL FOR

1 An Act concerning public safety by establishing a public safety
2 training and equipment trust fund, transferring insurance
3 premium tax receipts to the fund, providing for a public
4 safety training and facilities task force, and making
5 appropriations.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 80B.11F Public safety training and
2 equipment trust fund.

3 1. A public safety training and equipment trust fund is
4 created in the state treasury under the control of the council.

5 2. The trust fund shall consist of moneys deposited in
6 the fund pursuant to section 432.1, subsection 7, and any
7 other devise, gift, bequest, donation, federal or other grant,
8 reimbursement, repayment, judgment, transfer, payment, or
9 appropriation from any source intended to be used for the
10 purposes of the trust fund. Of the moneys deposited in the
11 trust fund, an amount equal to ten percent of the moneys
12 deposited, or such lesser amount as determined by the council,
13 shall be allocated to a capital projects account for the
14 purposes of public safety training facility needs.

15 3. Moneys credited to the trust fund are not subject to
16 section 8.33 and shall not be transferred, used, obligated,
17 appropriated, or otherwise encumbered except as provided
18 in this section and for succeeding fiscal years shall
19 remain available for expenditure for purposes of the fund.
20 Notwithstanding section 12C.7, subsection 2, interest or
21 earnings on moneys deposited in the trust fund shall be
22 credited to the trust fund. Moneys shall not be appropriated
23 or expended from the trust fund until the first fiscal year
24 following the fiscal year in which the minimum balance of the
25 trust fund reaches eight million dollars.

26 4. a. Moneys in the trust fund shall be used for public
27 safety training costs incurred by the state or a political
28 subdivision of the state and for public safety personnel
29 equipment costs, excluding vehicles, incurred by the state or a
30 political subdivision of the state, subject to appropriation
31 by the general assembly. For purposes of this paragraph "a",
32 "*public safety training costs*" includes costs incurred by the
33 state in acquiring vehicles utilized for training. It is the
34 intent of the general assembly that all training costs incurred
35 by the state or a political subdivision be reimbursed from

1 moneys in the trust fund and that such remaining moneys in the
2 trust fund, less such amount needed for cash flow purposes of
3 the trust fund, be used to reimburse public safety personnel
4 equipment costs, excluding vehicles.

5 **b.** Moneys in the capital projects account of the trust
6 fund shall be used for public safety training facility needs,
7 subject to appropriation by the general assembly.

8 Sec. 2. Section 432.1, Code 2013, is amended by adding the
9 following new subsection:

10 NEW SUBSECTION. 7. **a.** Of the amount of premium tax
11 receipts collected pursuant to subsection 3 for the 2015 and
12 subsequent calendar years and deposited in the general fund
13 of the state, the department of revenue shall transfer the
14 applicable percent of such amount that exceeds the amount of
15 premium tax receipts collected pursuant to subsection 3 for
16 calendar year 2013 to the public safety training and equipment
17 trust fund created in section 80B.11F.

18 **b.** For purposes of this subsection, "*applicable percent*"
19 means as follows:

20 (1) For the 2015 through 2017 calendar years, one hundred
21 percent.

22 (2) For the 2018 calendar year, seventy-five percent.

23 (3) For the 2019 and subsequent calendar years, fifty
24 percent.

25 Sec. 3. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE.

26 1. A public safety training and facilities task force is
27 established. The department of public safety shall provide
28 administrative support for the task force.

29 2. The task force shall consist of the following members:

30 **a.** One member appointed by the Iowa state sheriffs' and
31 deputies' association.

32 **b.** One member appointed by the Iowa police chiefs
33 association.

34 **c.** One member who is a fire chief appointed by the Iowa fire
35 chiefs association.

1 d. One member who is the administrator of the Iowa fire
2 service training bureau or the administrator's designee.

3 e. One member who is a representative of the fire service
4 who is not a fire chief appointed by the Iowa firefighters
5 association.

6 f. The director of the Iowa law enforcement academy or the
7 director's designee.

8 g. The commissioner of public safety or the training
9 coordinator of the department of public safety, as designated
10 by the commissioner.

11 h. The state fire marshal or the state fire marshal's
12 designee.

13 i. One member appointed by the Iowa state police
14 association.

15 3. The members of the task force shall select one
16 chairperson and one vice chairperson. The vice chairperson
17 shall preside in the absence of the chairperson. Section
18 69.16A shall apply to the appointed members of the task force.

19 4. The task force shall consider and develop strategies
20 relating to public safety training facility governance with
21 the goal of all public safety disciplines being represented.
22 Each public safety discipline shall advise the task force by
23 developing individual training policies as determined by the
24 discipline's governing bodies. The task force shall also
25 develop a proposal for a joint public safety training facility,
26 a budget for construction and future operation of the facility,
27 and potential locations for the facility that are centrally
28 located in this state.

29 5. a. The task force shall provide interim reports to the
30 general assembly by December 31 of each year concerning the
31 activities of the task force and shall submit its final report,
32 including its findings and recommendations, to the general
33 assembly by December 31, 2016.

34 b. The final report shall include but not be limited to
35 recommendations concerning the following:

1 (1) Consolidation of public safety governance within a
2 single board and the membership of the board.

3 (2) Development of a consolidated fire and police public
4 safety training facility, including possible locations,
5 building recommendations, and financing options.

6 (3) The distribution of moneys from the public safety
7 training and equipment trust fund created in section 80B.11F.

8 (4) Any other recommendations relating to public safety
9 training and facilities requirements.

10 Sec. 4. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE —
11 ADMINISTRATIVE SUPPORT. There is appropriated from the general
12 fund of the state to the department of public safety for the
13 fiscal year beginning July 1, 2013, and ending June 30, 2014,
14 the following amount, or so much thereof as is necessary, to be
15 used for the purposes designated:

16 For providing administrative support for the public safety
17 training and facilities task force as enacted in this Act:

18 \$ 50,000

19 Notwithstanding section 8.33, moneys appropriated in this
20 section that remain unencumbered or unobligated at the close of
21 the fiscal year shall not revert but shall remain available for
22 expenditure for the purposes designated until the close of the
23 fiscal year that begins July 1, 2016.

24 EXPLANATION

25 This bill concerns public safety training and facilities.

26 The bill establishes a public safety training and equipment
27 trust fund under the control of the Iowa law enforcement
28 academy council. The trust fund shall consist of moneys
29 deposited in the fund from insurance premiums tax receipts as
30 provided by the bill. Of the moneys deposited in the fund, 10
31 percent, or such lesser amount as determined by the council,
32 shall be allocated to a capital projects account of the trust
33 fund and shall be used for public safety facility needs. The
34 remaining moneys deposited in the fund shall be used for public
35 safety training costs, including costs incurred by the state

1 in acquiring vehicles for training, and for public safety
2 personnel equipment costs, excluding vehicles, all incurred by
3 the state or a political subdivision of the state, subject to
4 appropriation by the general assembly. The bill provides that
5 moneys shall not be appropriated from the trust fund until the
6 fiscal year following the year the balance of the trust fund
7 reaches \$8 million. The bill provides that it is the intent of
8 the general assembly that training costs incurred by the state
9 or a political subdivision be fully reimbursed from moneys in
10 the fund and that the remaining moneys in the fund, less an
11 amount needed for cash flow purposes, be used to reimburse
12 public safety personnel equipment costs, except vehicles.
13 Moneys in the fund shall not revert to the general fund of the
14 state, and interest and earnings on moneys in the fund shall
15 remain in the fund.

16 Code section 432.1, concerning tax on gross insurance
17 premiums, is amended to provide that the applicable percent of
18 the moneys collected from premium tax receipts on insurance
19 policies, other than life insurance policies, in excess of the
20 amount collected for calendar year 2013, shall be transferred
21 to the public safety training and equipment trust fund created
22 by the bill beginning with premium tax receipts received during
23 calendar year 2015. The bill provides that the applicable
24 percent for calendar years 2015 through 2017 shall be 100
25 percent, for calendar year 2018, 75 percent, and for subsequent
26 calendar years, 50 percent.

27 The bill also establishes a public safety training and
28 facilities task force. The department of public safety shall
29 provide administrative support for the task force, and the
30 bill appropriates moneys to the department for providing
31 this support. The bill specifies the membership of the task
32 force and provides that the task force shall consider and
33 develop strategies relating to public safety training facility
34 governance with the goal of all public safety disciplines
35 being represented. Each public safety discipline shall advise

1 the task force by developing individual training policies as
2 determined by the discipline's governing bodies. The bill
3 requires the task force to provide interim reports to the
4 general assembly by December 31 of each year and to submit a
5 final report, including its findings and recommendations, to
6 the general assembly by December 31, 2016. The bill provides
7 that the final report shall include recommendations concerning
8 consolidation of public safety governance within a single
9 board and the membership of the board, the development of a
10 consolidated fire and police public safety training facility,
11 including possible locations, building recommendations,
12 and financing options, the distribution of moneys from the
13 public safety training and equipment trust fund, and any
14 other recommendations relating to public safety training and
15 facilities requirements.